Ronald L. Richman, SBN 139189 Joye Blanscett, SBN 191242 Bullivant Houser Bailey PC 601 California Street, Suite 1800 San Francisco, CA 94108 e-mail: joye-blanscett@bullivant.com e-mail: joye-blanscett@bullivant.com relephone: (415) 352-2701  Attorneys for Plaintiffs  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  BOARD OF TRUSTEES OF THE LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS CALIFORNIA; and BOARD OF TRUSTEES OF TRUSTEES OF THE LABORERS CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS PRENSION TRUSTEES OF THE LABORERS CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS PRENSION TRUSTEES OF THE LABORERS CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS PRENSION TRUSTEES OF THE CEMENT MASONS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PRISTON TRUST		Ca <b>S</b> eaSeO3:@V-O07085-845JJSWD@comemen1t01	L1 Filled0055110720107 Page geof of 3
Bullivant Houser Bailey PC 601 California Struet, Suite 1800 San Francisco, CA 94108mail: joye-blanscett@bullivant.com Telephone: (415) 352-2700 Fassimile: (415) 352-2701  Attorneys for Plaintiffs  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  BOARD OF TRUSTEES OF THE LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS TRAINING AND RETRAINING TRUST FUND FOR NORTHERN CALIFORNIA; BOARD  BOARD OF TRUSTEES OF THE CEMENT MASONS HEALTHI AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN  25 MRTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRUSTEES OF THE CEMENT MASO	1		
San Francisco, CA 94108mail: joye.blanscett@bullivant.com Telephone: (415) 352-2700  Facsimile: (415) 352-2701  Attorneys for Plaintiffs  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  BOARD OF TRUSTEES OF THE LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS VACATION-HOLIDAY TRUST FUND FOR RORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS VACATION-HOLIDAY TRUST FUND FOR RORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSIO	2	Bullivant Houser Bailey PC	
demail: joye.blanscett@bullivant.com Telephone: (415) 352-2700 Facsimile: (415) 352-2701  Attorneys for Plaintiffs  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  BOARD OF TRUSTEES OF THE LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS TRAINING AND RETRAINING TRUST FUND FOR NORTHERN CALIFORNIA,  Plaintiffs,  ys.  HIDALGO GENERAL ENGINEERING INC, a California corporation; and JOSE ROBERTO HIDALGO, an Individual,  Defendants.  Defendants.  Defendants.  Case No.: C-07 0786 JSW MJJ  Case No.: C-07 0786 JSW MJJ  Case No.: C-07 0786 JSW MJJ  CASE MANOS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN  CALFRONTAMENT FUND FOR NORT	3	San Francisco, CA 94108	
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CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS TRAINING AND RETRAINING TRUST FUND FOR NORTHERN CALIFORNIA,  Plaintiffs,  vs.  HIDALGO GENERAL ENGINEERING INC., a California corporation; and JOSE ROBERTO HIDALGO, an Individual,  Defendants.  BOARD OF TRUSTEES OF THE CEMENT MASONS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRAINING TRUST FUND FOR NORTHERN		TRUSTEES OF THE LABORERS PENSION	TROPOSED ORDER
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NORTHERN CALIFORNIA,  Plaintiffs,  vs.  HIDALGO GENERAL ENGINEERING INC., a California corporation; and JOSE ROBERTO HIDALGO, an Individual,  Defendants.  BOARD OF TRUSTEES OF THE CEMENT MASONS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRAINING TRUST FUND FOR NORTHERN  RIGHT MASONS TRUST FUND FOR NORTHERN	16		Time: 2:00 p.m. Ctroom: 11, 19 <sup>th</sup> Floor
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a California corporation; and JOSE ROBERTO HIDALGO, an Individual,  Defendants.  BOARD OF TRUSTEES OF THE CEMENT MASONS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRAINING TRUST FUND FOR NORTHERN	19	VS.	
Defendants.  Defendants.  BOARD OF TRUSTEES OF THE CEMENT MASONS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRAINING TRUST FUND FOR NORTHERN  HIDALGO, an Îndividual,  Case No.: C-07 0786 JSW MJJ  Case No.: C-07 0786 JSW MJJ  Case No.: C-07 0786 JSW MJJ  TRUSTEES OF THE CEMENT MASONS  TRAINING TRUSTES OF THE CEMENT MASONS  TRAINING TRUST FUND FOR NORTHERN	20		
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FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS TRAINING TRUST FUND FOR NORTHERN	23	1	Case No.: C-07 0786 JSW MJJ
<ul> <li>MASONS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA;</li> <li>BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS</li> <li>TRAINING TRUST FUND FOR NORTHERN</li> </ul>	24	FUND FOR NORTHERN CALIFORNIA;	
26 BOARD OF TRUSTEES OF THE CEMENT MASONS PENSION TRUST FUND FOR 27 NORTHERN CALIFORNIA; and BOARD OF TRUSTEES OF THE CEMENT MASONS 28 TRAINING TRUST FUND FOR NORTHERN	25	II I	
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	·	TRUSTEES OF THE CEMENT MASONS	
		CALIFORNIA,	
PLAINTIFFS' STATEMENT IN LIEU OF CASE MANAGEMENT CONFERENCE; ORDER THEREON	0080108.1		<del>-</del>

1 Plaintiffs. 2 VS. 3 HIDALGO GENERAL ENGINEERING INC. 4 a California corporation; and JOSE ROBERTO HIDALGO, an Individual, 5 Defendants. 6 7 Plaintiffs Board of Trustees of The Laborers Health and Welfare Trust Fund for 8 Northern California; Board of Trustees of The Laborers Vacation-Holiday Trust Fund for 9 Northern California; Board of Trustees of The Laborers Pension Trust Fund for Northern 10 California; and Board of Trustees of The Laborers Training and Retraining Trust Fund for 11 Northern California, offer this Statement in Lieu of the Case Management Conference Statement. 12 13 Defendant Jose Roberto Hidalgo was served via substituted service on February 20, 2007 and defendant Hidalgo General Engineering Inc. was served on March 6, 2007 with the 14 15 Complaint for Damages for Breach of Collective Bargaining Agreement, To Recover Unpaid 16 Trust Fund Contributions, For Breach of Fiduciary Duty and For Mandatory Injunction 17 ("Complaint"). Defendants' Answers were due on or before March 26, 2007. Neither 18 Defendant filed an Answer. Plaintiffs sought a clerk's entry of default that was entered on May 19 8, 2007. Plaintiffs intend to move for default judgment within thirty days. 20 Based on the above, Plaintiffs respectfully request that this Court continue the Initial 21 Case Management Conference for ninety days to allow Plaintiffs time to move forward with the 22 default judgment against defendants. 23 DATED: May 10, 2007 24 BULLIVANT HOUSER BAILEY PC 25 26 27 Jove Blanscett ttorneys for Plaintiffs 28

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## Cases Se07:007-00-70857-8/5JJSWD doornement 11011 Filitech 05551107200707 Pagrage 03 of 3

1	CASE MANAGEMENT ORDER	
2		
3	The Court having read Plaintiffs' Statement in Lieu of Case Management Conference	
4	Statement and good cause appearing therefore:	
5	IT IS HEREBY ORDERED that the Case Management Conference currently scheduled	
6	for May 15, 2007 at 2:00 p.m. be continued to, 2007 at 2:00 p.m.,	
7	Courtroom 11, 19 <sup>th</sup> Floor. SET AT A LATER DATE.	
8	DATED: May	
9		
10	By MARTE I FINIS	
11	UNITED STATES DISTRICT JUDGE	
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	PLAINTIFFS' STATEMENT IN LIEU OF CASE MANAGEMENT CONFERENCE; ORDER THEREON	